

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 386 OF 2006

Mataprasad Mahavir Pande.] .. Petitioner

Versus

1. Matadin Mahavir Pande & 5 ors.] .. Respondents

Mr. G.H. Shukla for the petitioner.

Mr. M.I. Sethna with Mr. J.B. Mishra for the
respondent No.1.

Ms. I. Calcuttawala, AGP, for respondent No.4.

CORAM: F.I. REBELLO &
ANOOP V. MOHTA, JJ.

DATED: 27TH MARCH, 2006

P.C. :

. This is an inter-se dispute between two brothers in a matter of allotment under SRA Scheme. Suits are pending. It will, therefore, be open to the parties to proceed in the said suit. In the event the Court holds in favour of the petitioner, respondent No.5 will be bound by the order passed by the City Civil Court and accordingly take steps in favour of the petitioner. It will be open to the City Civil Court to consider all documentary evidence which is produced

before the Court. The petitioner not to be dispossessed from the alternative premises which he is presently occupying with others, including the son of respondent No.1.

2. With the above observation, Petition disposed of.

Sd/-
[F.I. REBELLO, J.]

Sd/-
[ANOO V. MOHTA, J.]